IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 1647 of 1991

For Approval and Signature:

HONOURABLE MR.JUSTICE B.J.SHETHNA
HONOURABLE MR.JUSTICE M.C.PATEL

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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GAUTAMBHAI HARILAL PATEL, PRESIDENT & 1 - Petitioner(s)

Versus

AHMEDABAD MUNICIPAL CORPORATION & 3 - Respondent(s)

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Appearance :
MR JR NANAVATI for Petitioner(s) : 1 - 2.
MR PRASHANT G DESAI for Respondent(s) : 1,
MS PB SHETH, AGP for Respondent(s) : 2,
MR AS VAKIL for Respondent(s) : 3, 3.2.1, 3.2.2,3.2.3
MR SB VAKIL for Respondent(s) : 4, 4.2.1,4.2.2
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CORAM : HONOURABLE MR.JUSTICE B.J.SHETHNA
and
HONOURABLE MR.JUSTICE M.C.PATEL

Date : 19/01/2006

ORAL JUDGMENT
(Per : HONOURABLE MR.JUSTICE B.J.SHETHNA)

Learned counsel Shri A.D. Pandya for Shri Prashant Desai for the respondent no.1 – Ahmedabad Municipal

Corporation, on instructions from Shri Mahesh B. Tabiar, states that the Final Plot No.250 which was reserved for garden is actually being used for garden and Final Plot No.276 which was reserved for Social and Civic Centre is also used for the said purpose and the impugned contracts which are challenged in this petition are already cancelled.

2. In view of the aforesaid solemn statement made at the bar by the learned counsel for the respondent, this petition has become infructuous and accordingly, it is dismissed as having become infructuous. Rule discharged. No costs.

(B.J. Shethna, J.)

(M.C. Patel, J.)

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